



General Assembly

January Session, 2003

Amendment

LCO No. 7230

HB0581007230SD0

Offered by:

SEN. LEBEAU, 3rd Dist.

To: House Bill No. 5810

File No. 805

Cal. No. 547

"AN ACT CONCERNING THE LIQUOR CONTROL ACT."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2003*) (a) A cafe-bar permit
4 shall allow the retail sale of alcoholic liquor to be consumed on the
5 premises of a bar, as defined in subsection (c) of this section. A cafe-bar
6 permit may only be issued to the holder of a cafe permit issued
7 pursuant to section 30-22a of the general statutes. The annual fee for a
8 cafe-bar permit shall be one hundred dollars.

9 (b) A tavern-bar permit shall allow the retail sale of beer and of
10 cider not exceeding six per cent of alcohol by volume and wine to be
11 consumed on the premises of a bar, as defined in subsection (c) of this
12 section. A tavern-bar permit may only be issued to the holder of a
13 tavern permit issued pursuant to section 30-26 of the general statutes.
14 The annual fee for a tavern-bar permit shall be one hundred dollars.

15 (c) As used in this section, (1) "bar" means a business establishment

16 open to the public that is not located within a restaurant and that is
17 devoted to selling and serving alcoholic liquor, wine, beer or cider not
18 exceeding six per cent of alcohol by volume to be consumed on the
19 premises of such bar and at which the serving of food is only
20 incidental to the sale or consumption of such alcoholic liquor, wine,
21 beer or cider; and (2) "incidental" means that total food sales for the
22 establishment do not or will not for the current year exceed thirty per
23 cent of the annual gross income of the establishment as determined by
24 the Department of Consumer Protection.

25 Sec. 502. (NEW) (*Effective October 1, 2003*) Notwithstanding the
26 provisions of sections 31-40q and 19a-342 of the general statutes, as
27 amended by sections 1 and 2 of public act 03-45, no person shall be
28 prohibited from smoking on the premises of a cafe-bar or a tavern-bar
29 for which a permit has been issued pursuant to section 501 of this act.
30 As used in this section, "smoking" means the lighting or carrying of a
31 lighted cigarette, cigar, pipe or similar device.

32 Sec. 503. Subsection (a) of section 30-91 of the general statutes is
33 repealed and the following is substituted in lieu thereof (*Effective*
34 *October 1, 2003*):

35 (a) The sale or the dispensing or consumption or the presence in
36 glasses or other receptacles suitable to permit the consumption of
37 alcoholic liquor by an individual in places operating under hotel
38 permits, restaurant permits, cafe permits, restaurant permits for
39 catering establishments, bowling establishment permits, racquetball
40 facility permits, club permits, coliseum permits, coliseum concession
41 permits, special sporting facility restaurant permits, special sporting
42 facility employee recreational permits, special sporting facility guest
43 permits, special sporting facility concession permits, special sporting
44 facility bar permits, golf country club permits, nonprofit public
45 museum permits, university permits, airport restaurant permits,
46 airport bar permits, airport airline club permits, tavern permits, a
47 manufacturer permit for a brew pub, casino permits, caterer liquor
48 permits, cafe-bar permits, tavern-bar permits and charitable

49 organization permits shall be unlawful on: (1) Monday, Tuesday,
50 Wednesday, Thursday and Friday between the hours of one o'clock
51 a.m. and nine o'clock a.m.; (2) Saturday between the hours of two
52 o'clock a.m. and nine o'clock a.m.; (3) Sunday between the hours of
53 two o'clock a.m. and eleven o'clock a.m.; (4) Christmas, except (A) for
54 alcoholic liquor that is served where food is also available during the
55 hours otherwise permitted by this section for the day on which
56 Christmas falls, and (B) by casino permittees at casinos, as defined in
57 section 30-37k; and (5) January first between the hours of three o'clock
58 a.m. and nine o'clock a.m., except that on any Sunday that is January
59 first the prohibitions of this section shall be between the hours of three
60 o'clock a.m. and eleven o'clock a.m."